

Remarks

Reconsideration of the application, and allowance of all claims pending are respectfully requested. Claims 1-20 are pending.

Claim Rejections - 35 U.S.C. § 101

Claims 1-13 and 20 were rejected under 35 U.S.C. § 101 as allegedly being directly and/or indirectly related to a computer program and/or a computer software application. These rejections are respectfully, but most strenuously, traversed.

The Office Action (page 3) states:

Further, in the paragraphs 0032 and 0033 of the specification, the applicant wrote, "the apparatus comprises computer software components and example of a computer readable signal bearing medium comprises electrical medium" that are directed to non-statutory subject matter...

Applicants note that paragraph 32 (page 13, lines 11-13) recites the following:

The apparatus 100 in one example comprises a plurality of components such as one or more of electronic components, hardware components, and computer software components... (emphasis added)

The computer software components are listed as an example and accordingly are not required by the apparatus. For example, the specification further recites (page 5, lines 21-23):

The application server component 106 in one example comprises an instance of a recordable data storage medium 112.

Applicants further note that the application server component is a server component, not an application (e.g., computer program application). For example, the specification recites (page 13, lines 14-16):

An exemplary component of the apparatus 100 employs and/or comprises a set and/or series of computer instructions written in or

implemented with any of a number of programming languages, as will be appreciated by those skilled in the art.

Accordingly, the apparatus may employ (e.g., execute) the computer instructions or comprise the computer instructions, for example, within the recordable data storage medium 112 of the application server component 106 as described on page 13, lines 17-22:

The apparatus 100 **in one example** employs one or more computer-readable signal-bearing media. Examples of a computer-readable signal-bearing medium for the apparatus 100 comprise the recordable data storage medium 112 of the application server component 106. For example, **the computer-readable signal-bearing medium for the apparatus 100 comprises one or more of a magnetic, electrical, optical, biological, and atomic data storage medium.** (emphasis added)

Examples of electrical storage media are known to those skilled in the art and include, but are not limited to, semiconductor memory chips (e.g., based on transistors and capacitors) as used in EPROM, EEPROM, and flash memory chips.

Withdrawal of the § 101 rejection is therefore respectfully requested.

Claim Rejections - 35 U.S.C. § 102

Claims 1-3, 5-7, 11, 14-15, and 17-20 were rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Bravo et al. (U.S. Patent Appl. Pub. No. 2002/0177433; "Bravo"). Claims 4 and 16 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Bravo in view of Klensin et al. (U.S. Patent Appl. Pub. No. 2003/0191971; "Klensin"). Claims 8-9 and 13 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Bravo in view of Barak et al. (U.S. Patent Appl. Pub. No. 2002/0126821; "Barak"). Claims 10 and 12 were rejected under 35 U.S.C. § 103(a) as being allegedly unpatentable over Bravo in view of Barnes (U.S. Patent Appl. Pub. No. 2005/0136949). These rejections are respectfully, but most strenuously, traversed.

Applicants respectfully submit that the Office Action's citations to the applied references, with or without modification or combination, assuming, *arguendo*, that the modification or combination of the Office Action's citations to the applied references is proper, do not teach or suggest communication session restrictions on incoming communication sessions terminated to the mobile communication device, as recited in applicants' independent claim 1.

For explanatory purposes, applicants discuss herein one or more differences between the claimed invention and the Office Action's citations to Bravo, Klensin, Barak, and Barnes. This discussion, however, is in no way meant to acquiesce in any characterization that one or more

parts of the Office Action's citations to Bravo, Klensin, Barak, and Barnes correspond to the claimed invention.

Barak and Barnes fail to disclose the above limitation, as described in the previous response. The Office Action suggests a combination with Bravo and Klensin. However, Bravo and Klensin also fail to disclose the limitations.

Bravo discloses that a user of a user computing device attempts to access a restricted item provided by a restricted item provider over an internet connection. The cellular service provider acts as an intermediary between the restricted item provider and the user (paragraph 25) and does not restrict communications to the cell phone. The user computing device comprises a personal computer, workstation, automated teller machine, point of sale terminal, or personal digital assistant. Bravo fails to disclose that the user computing device comprises a mobile communication device. Bravo fails to disclose the communication session restrictions on incoming communication sessions terminated to the mobile communication device.

Klensin discloses (abstract) a method for controlling access to the internet for families using home personal computers (paragraphs 27-28). Klensin fails to make any mention of a mobile communication device or communication session restrictions on incoming communication sessions terminated to the mobile communication device.

The Office Action's citations to Bravo, Klensin, Barak, and Barnes all fail to meet at least one of applicants' claimed features. For example, there is no teaching or suggestion in the Office Action's citations to Bravo, Klensin, Barak, and Barnes of the restrictions on incoming communication sessions terminated to the mobile communication device, as recited in applicants' independent claim 1.

For all the reasons presented above with reference to claim 1, claims 1, 14, and 20 are believed neither anticipated nor obvious over the art of record. The corresponding dependent claims are believed allowable for the same reasons as independent claims 1, 14, and 20, as well as for their own additional characterizations.

Withdrawal of the § 103 rejections is therefore respectfully requested.

In view of the above amendments and remarks, allowance of all claims pending is respectfully requested. If a telephone conference would be of assistance in advancing the prosecution of this application, the Examiner is invited to call applicants' attorney.

Respectfully submitted,



Carmen B. Patti
Attorney for Applicants
Reg. No. 26,784

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Patti, Hewitt & Arezina, LLC
Customer Number 47382